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Fax: (703) 872-9306

FROM: Winston Hsu, PATENT AGENT, REG. NO.: 41,526

SERIAL NO.: 10/709,993

ATTORNEY DOCKET NO.: ASTP0040USA

SUBJECT: REQUEST TO CANCEL A DUPLICATE APPLICATION CREATED BY EFS AND TO REFUND THE FILING FEE

TOTAL PAGES: 14 PAGES (INCLUDING COVER PAGE)

Winston Hsu 2004/10/07

CEIP0040USA

PTO/SB/97 (09-04)
Approved for use through 07/31/2006. OMB 0651-0031
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e: Each paper must have its own certificate must identify each submitted paper.	of transmission, or this certificate
(1) Transmittal form	1 PAGE
(2) Fee transmittal	1 PAGE
(3) A statement	2 PAGES
(4) A copy of the acknowledgement receipt	3 PAGES

This collection of information is required by 37 CFR 1.8. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to take 1.8 minutes to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450. Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

If you need assistance in completing the form, call 1-800-PTO-9199 and select option 2,

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This collection of Information is required by 37 CFR 1.5. The information is required to obtain or retain a benefit by the public which is to file (and by the USPTO to process) an application. Confidentiality is governed by 35 U.S.C. 122 and 37 CFR 1.11 and 1.14. This collection is estimated to 2 hours to complete, including gathering, preparing, and submitting the completed application form to the USPTO. Time will vary depending upon the individual case. Any comments on the amount of time you require to complete this form and/or suggestions for reducing this burden, should be sent to the Chief Information Officer, U.S. Patent and Trademark Office, U.S. Department of Commerce, P.O. Box 1450, Alexandria, VA 22313-1450. DO NOT SEND FEES OR COMPLETED FORMS TO THIS ADDRESS. SEND TO: Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450.

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PTO/SB/17 (10-04) Approved for use through 07/31/2006. OMB 0651-0032 U.S. Patent and Trademark Office; U.S. DEPARTMENT OF COMMERCE Under the Paperwork Reduction Act of 1995, no persons are required to respond to a collection of information unless it displays a yalid OMB control number.							
		Complete if Known					
FEE TRANSMITTA	· Ar		Application Number 10/70		r 10/70	709,993	
for FY 2005		Filing	Date		06/11/	/2004	
		First	Named	Invent	or Sam S	Shiaw-Shiang Jiang	
Effective 10/01/2004. Patent fees are subject to annual revision	- 11441111111	Exan	niner Na	ame			
Applicant claims small entity status. See 37 CFR 1.27		Art U	nit		2661		
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METHOD OF PAYMENT (check all that apply)		138.3.4		FEE	CALCUL	ATION (continued)	
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FEE CALCULATION	1251		2251			reply within first month	
1. BASIC FILING FEE	1252	•	2252			reply within second month	
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1001 790 2001 395 Utility filing fee 1002 350 2002 175 Design filing fee	1401		2401		Notice of App	•	
1003 550 2003 275 Plant filing fee	1402		2402		•	n support of an appeal	
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1005 160 2005 80 Provisional filing fee	1451	1,510	1451	1,510 P	Petition to inst	titute a public use proceeding	
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1202 18 2202 9 Claims in excess of 20 1201 88 2201 44 Independent claims in excess of 3	1809	790	2809	395 F		ssion after final rejection	
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**or number previously paid, if greater; For Reissues, see above		•					
SUBMITTED BY Name (PrintType) Winston Hsu		रेक्क्रांडॉग्टा		41,52		(Complete (# applicable)) Telephone 886-2-8923735	
Signature United Landon Landon		<u>Attornøy/.</u>	АяфпЦ	11,02		Date October 7, 2004	

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Signature

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OCT 07 2004

PATENT

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant:

Sam Shiaw-Shiang Jiang

Examiner:

N/A

Filing Date:

06/11/2004

Art Unit:

2661

App. No.:

10/709,993

Docket No.:

ASTP0040USA

Title:

METHOD OF CONTROLLING A RECEIVER AND A

TRANSMITTER IN A WIRELESS COMMUNICATION SYSTEM

TO HANDLE A TRANSMISSION WINDOW SIZE CHANGE

PROCEDURE

To:

Office of Initial Patent Examination

P.O. Box 1450

Alexandria VA 22313-1450

Subject:

Request to cancel a duplicate application created by EFS and to refund

the filing fee

Dear Sir/Madame:

At 06/11/2004 when the undersigned patent agent used the EFS to file a non-provisional patent application (docket number: ASTP0040USA), the electronically filing process was completed normally and an acknowledgement receipt was generated by the EFS system which showed that the application number is 10/709,994 (attachment 1). Two months after the electronic filing process, the undersigned agent received two filing receipts for two U.S. patent applications 10/709,993 and 10/709,994. The undersigned agent has no knowledge about the existence of the duplicate patent application 10/709,993 at all. The undersigned agent believed that the error was caused by the EFS system and not by the undersigned

agent because only one acknowledgement receipt was formally created by the EFS system during the electronic filing process.

The undersigned agent hereby requests the USPTO to cancel the duplicate patent application 10/709,993 and refund the fee \$896 paid for this application (attachment 2) to the deposit account no. 503105.

Respectfully submitted,

Weinton Hair

Date: October 7, 2004

Winston Hsu, Patent Agent No. 41,526

P.O. BOX 506

Merrifield, VA 22116

U.S.A.

Facsimile: 806-498-6673

e-mail: winstonhsu@naipo.com

(Please contact me by e-mail if you need a telephone communication

and I will return your call promptly.)

UNITED STATES PATENT AND TRADEMARK OFFICE **ACKNOWLEDGEMENT RECEIPT**

Electronic Version 1.1 Stylesheet Version v1.1.1

> Title of Invention

METHOD OF CONTROLLING A RECEIVER AND A TRANSMITTER I WIRELESS COMMUNICATION SYSTEM TO HANDLE A TRANSMISS WINDOW SIZE CHANGE PROCEDURE.

Submission Type:

Utility Patent Filing

Application Number:

10/709994

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EFS ID:

62416

Server Response:

Confirmation Code	Message
ISVR1	Submission was successfully submitted – Even i Informational or Warning Messages appear belo do not resubmit this application
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USPTOEFSNotice	For assistance with e-filing a patent application the Patent Electronic Business Center: Toll-Free (866) 217-9197 Website: http://www.uspto.gov

First Named Applicant:

Sam Shiaw-Shiang Jiang

Attorney Docket Number: ASTP0040USA

Timestamp:

2004-06-11 06:53:35 EDT

From:

us

File Listing:

Doc. Name	· File Name
us-fee-sheet	ASTP0040-usfees.xml
us-fee-sheet	us-fee-sheet.xsl
us-fee-sheet	us-fee-sheet.dtd
us-declaration	ASTP0040-usdecl.xml
us-declaration	us-declaration.dtd
us-declaration	us-declaration.xsl
us-power-of-attorney-grant	ASTP0040-uspoat.xml
us-power-of-attorney-grant	us-power-of-attorney-grant.dtd
us-power-of-attorney-grant	us-power-of-attorney-grant.xsl

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us-request	us-request.xsl
us-declaration	ASTP0040DEC1.tif
us-declaration	ASTP0040DEC2.tif
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application-body	wipo.ent
application-body	mathml2.dtd
application-body	mathml2-qname-1.mod
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Name:

Attorneys, ou = Patent and Trademark

Office,ou=Department of Commerce,o=U.S.

Government,c=US





Deposit Account Statement

Requested Statement Month: June 2004
Deposit Account Number: 503105

Name:

NORTH AMERICA INTELLECTUAL PROPERTY CORPOR.

Attention:

WINSTON HSU

Address:

5F NO.389 FU-HO RD

City:

TAIPEI HSIEN

State:

Zip:

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06/09	- • -	10248284	VIAP0076USA	1504	\$300.00	\$11,571.00
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06/10	2	10099801	JCLA8216	1504	\$300.00	\$531.00

06/10	10	PAYMENT		9203	-\$18,496.0	0 \$19,027.00
06/14	27	10709980	TOPP0016USA	1001	\$770.00	\$18,257.00
06/14	28	10709980	TOPP0016USA	8021	\$40.00	\$18,217.00
06/14	29	10709981	TOCP0004USA	1001	\$770.00	\$17,447.00
06/14	30	10709981	TOCP0004USA	8021	\$40.00	\$17,407.00
06/14	31	10709982	NAUP0590USA	1001	\$770.00	\$16,637.00
06/14	32	10709982	NAUP0590USA	8021	\$40.00	\$16,597.00
06/14	33	10709984	ALIP0047USA	2001	\$385.00	\$16,212.00
06/14	34	10709984	ALIP0047USA	8021	\$40.00	\$16,172.00
06/14	35	10709985	PMXP0180USA	1001	\$770.00	\$15,402.00
06/14	36	10709985	PMXP0180USA	8021	\$40.00	\$15,362.00
06/14	39	10709987	ACMP0196USA	1001	\$770.00	\$14,592.00
06/14	40	10709987	ACMP0196USA	8021	\$40.00	\$14,552.00
06/14		10709991	DISP0007USA	2001	\$385.00	\$14,167.00
06/14	47	10709991	DISP0007USA	8021	\$40.00	\$14,127.00
06/14		10709992	ADMP0005USA		\$385.00	\$13,742.00
06/14		10709992	ADMP0005USA		\$40.00	\$13,702.00
→ 06/14		10709993	ASTP0040USA	1001	\$770.00	\$12,932.00
→ 06/14		10709993	ASTP0040USA	1201	\$86.00	\$12,846.00
→ 06/14		10709993	ASTP0040USA	8021	\$40.00	\$12,806.00
06/14		10709994	ASTP0040USA	1001	\$770.00	\$12,036.00
06/14		10709994	ASTP0040USA	1201	\$86.00	\$11,950.00
06/14		10709994	ASTP0040USA	8021	\$40.00	\$11,910.00
06/14		10710016	AMIP0026USA	2001	\$385.00	\$11,525.00
06/14		10710016	AMIP0026USA	8021	\$40.00	\$11,485.00
06/14	•	10710017	LKSP0038USA	1001	\$770.00	\$10,715.00
06/14		10710017	LKSP0038USA	1202	\$126.00	\$10,589.00
06/14		10710017	LKSP0038USA	8021	\$40.00	\$10,549.00
06/14		10710018	DI\$P0002USA	2001	\$385.00	\$10,164.00
06/14		10710018	DISP0002USA	2202	\$45.00	\$10,119.00
06/14	•	10710018	DISP0002USA	8021	\$40.00	\$10,079.00
06/14		10710019	ASTP0043USA	1001	\$770.00	\$9,309.00
06/14		10710019	ASTP0043USA	1202	\$108.00	\$9,201.00
06/14		10710019	ASTP0043USA	8021	\$40.00	\$9,161.00
06/14		10708153	MSCP0024USA	1051	\$130.00	\$9,031.00
06/14	_	10708061	ACMP0097USA	1051	\$130.00	\$8,901.00
06/15		PAYMENT		9203	-\$18,472.00	•
06/15		10708153	MSCP0024USA	8021	\$40.00	\$27,333.00
06/16		10710058	ALIP0043USA	2001	\$385.00	\$26,948.00
06/16		10710058	ALIP0043USA	8021	\$40.00	\$26,908.00
06/16		10710059	CHEP0034USA	2001	\$385.00	\$26,523.00
06/16		10710059	CHEP0034USA	2201	\$43.00	\$26,480.00
06/16		10710059	CHEP0034USA	8021	\$40.00	\$26,440.00
06/16		10708277	LKSP0045USA	8007	\$20.00	\$26,420.00
06/17		10710072	REAP0105USA	1001	\$770.00	\$25,650.00
06/17		10710072	REAP0105USA	8021	\$40.00	\$25,610.00
06/17·		10708636	THE TOTOUR	8007	\$20.00	\$25,590.00
06/17		60495106		8007	\$100.00	
06/17	·	10605951		8007	\$40.00	\$25,490.00 \$25,450.00
06/17		10605951		8007	•	\$25,450.00 \$25,410.00
06/17		60521238		8007		\$25,410.00 \$25,200.00
OO! I!	, O	0002 12 30		3001	\$120.00	\$25,290.00

06/17 77	60560727	•	×8007	\$20.00	\$25,270.00
06/18 24	10710092	ACIP0020USAS	1001	\$770.00	\$24,500.00
06/18 25	10710092	ACIP0020U\$A	3 1202	\$54.00	\$24,446.00
06/18 26	10710092	ACIP0020USAS	8021	\$40.00	\$24,406.00
06/18 27	10710093	REAP0030USA	1001	\$770.00	\$23,636.00
06/18 28	10710093	REAP0030USA	1202	\$72.00	\$23,564.00
06/18 29	10710093	REAP0030USA		\$40.00	\$23,524.00
06/18 38	10710096	NAUP0600USA		\$770.00	\$22,754.00
06/18 39	10710096	NAUP0600USA		\$90.00	\$22,664.00
06/18 40	10710097	MTKP0165USA		\$770.00	\$21,894.00
06/18 41	10710097	MTKP0165USA		\$40.00	\$21,854.00
06/18 224			1551	\$910.00	\$20,944.00
06/22 1	10605095	MTKP0081USA		\$36.00	•
06/23 17	10710156	ALIP0044USA	2001	\$385.00	\$20,908.00
06/23 18	10710156	ALIP0044USA	8021		\$20,523.00
06/23 32	10710162	LITP0015USA	1001	\$40.00 \$770.00	\$20,483.00
06/23 33	10710162	LITP0015USA	8021	\$770.00 \$40.00	\$19,713.00
06/24 6	PAYMENT	EITPOOTSOSA		\$40.00	\$19,673.00
06/24 20	10710173	LITP0037USA	9203	-\$25,948.0	•
06/24 21	10710173		1001	\$770.00	\$44,851.00
06/24 21	10710173	LITP0037USA	8021	\$40.00	\$44,811.00
06/24 23	·	ALIPO048USA	2001	\$385.00	\$44,426.00
06/24 23	10710174	ALIPO048USA	8021	\$40.00	\$44,386.00
	10710175	REAPOO25USA	1001	\$770.00	\$43,616.00
06/24 25	10710175	REAPOO25USA	8021	\$40.00	\$43,576.00
06/25 6	10064514	MTKP0016U\$A	1251	\$110.00	\$43,466.00
06/25 7	10064514	MTKP0016USA	1801	\$770.00	\$42,696.00
06/25 13	10710192	DISP0006USA	2001	\$385.00	\$42,311.00
06/25 14	10710192	DISP0006USA	2202	\$45.00	\$42,266.00
06/25 15	10710192	DISP0006USA	2201	\$86.00	\$42,180.00
06/25 16	10710192	DISP0006USA	8021	\$40.00	\$42,140.00
06/25 21	10710197	ASTP0041USA	1001	\$770.00	\$41,370.00
06/25 22	10710197	ASTP0041USA	1202	\$396.00	\$40,974.00
06/25 23	10710197	ASTP0041USA	1201	\$258.00	\$40,716.00
06/25 24	10710197	ASTP0041USA	8021	\$40.00	\$40,676.00
06/25 28	10710200	TOPP0031USA	1001	\$770.00	\$39,906.00
08/25 29	10710200	TOPP0031USA	8021	\$40.00	\$39,866.00
06/25 36	6204838	PMXP0013USA	1551	\$910.00	\$38,956.00
06/28 1	OED HSU W	V	9004	\$40.00	\$38,916.00
06/28 11	10708244		8007	\$40.00	\$38,876.00
06/28 13	10708554		8007	\$20.00	\$38,856.00
06/28 15	10708799		8007	\$40.00	\$38,816.00
06/28 17	10708798		8007	\$20.00	\$38,796.00
06/28 20	10708600		8007	\$20.00	\$38,776.00
06/28 24	10708795		8007	\$20.00	\$38,756.00
06/28 27	10708764		8007	\$40.00	\$38,716.00
06/28 30	10708763		8007	\$40.00	\$38,676.00 `
06/28 33	10708621		8007	\$40.00	\$38,636.00
06/28 35	10707519		8007	\$20.00	\$38,616.00
06/28 39	10708601		8007	\$20.00	\$38,596.00
06/28 215	10707160	ACIP0020USA	1460	\$130.00	\$38,466.00
06/29 21	10710235	LKSP0035USA	1001	\$770.00	\$37,696.00
•					

06/29 22	10710235	LKSP0035USA	8021	\$40.00	\$37,656.00
06/29 25	10710237	LKSP0036USA	1001	\$770.00	\$36,886.00
06/29 26	10710237	LKSP0036USA	8021	\$40.00	\$36,846.00
06/29 31	10710241	NAUP0579USA	1001	\$770.00	\$36,076.00
06/29 32	10710241	NAUP0579USA	8021	\$40.00	\$36,036.00
06/29 33	10710242	LITP0038USA	1001	\$770.00	\$35,266.00
06/29 34	10710242	LITP0038USA	8021	\$40.00	\$35,226.00
06/29 35	10710243	LKSP0040USA	1001	\$770.00	\$34,456.00
06/29 36	10710243	LKSP0040USA	8021	\$40.00	\$34,416.00
06/30 19	10710262	VIAP0105USA	1001	\$770.00	\$33,646.00
06/30 20	10710262	VIAP0105USA	8021	\$40.00	\$33,606.00
06/30 22	10710263	CHEP0033USA	2001	\$385.00	\$33,221.00
06/30 23	10710263	CHEP0033USA	8021	\$40.00	\$33,181.00
06/30 24	10710264	VIAP0115USA	1001	\$770.00	\$32,411.00
06/30 25	10710264	VIAP0115USA	1202	\$162.00	\$32,249.00
06/30 26	10710264	VIAP0115USA	8021	\$40.00	\$32,209.00
06/30 27	10710265	LHTP0004USA	2001	\$385.00	\$31,824.00
06/30 28	1071026 5	LHTP0004USA	8021	\$40.00	\$31,784.00
06/30 29	10710266	NAUP0545USA	1001	\$770.00	\$31,014.00
06/30 30	10710266	NAUP0545USA	1202	\$54.00	\$30,960.00
06/30 31	10710266	NAUP0545USA	8021	\$40.00	\$30,920.00
06/30 40	10710271	NAUP0606USA	1001	\$770.00	\$30,150.00
	START BALANCE	SUM OF CHARGES	SUM OF REPLENISH	END BALANCE	
	\$11,830.00	\$68,536.00	\$86,856.00	\$30,150.00	

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